

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

TRANSGENOMIC, INC.,)	
)	
Plaintiff,)	8:10CV79
)	
vs.)	ORDER
)	
POWER3 MEDICAL PRODUCTS, INC.,)	
)	
Defendant.)	

This matter is before the court on the defendant's Motion to Seal ([Filing No. 31](#)) pursuant to [Neb.R.Civ.P. 7.5](#). The defendant moves to seal the brief ([Filing No. 32](#)) in support of its Partial Motion to Dismiss Fraud Claim because the brief contains references to the sealed Complaint ([Filing No. 1](#)). Counsel for the plaintiff does not oppose this motion. Upon consideration,

IT IS ORDERED:

1. The plaintiff's Motion to Seal ([Filing No. 31](#)) is granted.
2. The court shall designate [Filing No. 32](#) - Brief in Support of Motion to Dismiss Fraud Claim - as sealed.

DATED this 13th day of April, 2010.

BY THE COURT:

s/Thomas D. Thalken
United States Magistrate Judge

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